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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

TETSUYA NAKAMURA, an individual,

 Plaintiff,

 v.

 SUNDAY GROUP INCORPORATED, a
 Delaware corporation, *et al.*,

 Defendants.

Case No.: 2:22-cv-01324-MMD-EJY

**STIPULATION AND [PROPOSED]
 ORDER SETTING BRIEFING
 SCHEDULE ON RENEWED MOTION
 TO DISMISS
 (Second Request)**

Plaintiff Tetsuya Nakamura and Defendants Sunday Group Incorporated, SGI Trust, Toshiki (Todd) Mitsuishi and James Pack (collectively, “Defendants”), hereby stipulate as follows:

WHEREAS, Defendants timely filed their First Amended Answer and Counterclaim (Dkt. 59) on August 10, 2023;

WHEREAS, pursuant to stipulation and order of the Court (Dkt. 61), Plaintiff timely filed his Motion to Dismiss Counterclaimants’ Amended Counterclaims (Dkt. 68) on October 5, 2023 (the “Motion”);

WHEREAS, pursuant to stipulation and order of the Court (Dkt. 61), Defendants’ opposition to Plaintiff’s Motion is currently due on November 2, 2023, and Plaintiff’s reply is due by November 30, 2023;

1 WHEREAS, due to Defendants' counsel's current workloads and other conflicts, the parties
2 have stipulated to revise the briefing schedule on the Motion;

3 WHEREAS, the revision to the Motion briefing schedule will not delay ongoing discovery or
4 other litigation in this matter;

5 **IT IS ACCORDINGLY STIPULATED**, pursuant to Civil L.R. 6-1 and 6-2, that:

6 1. Defendants shall file their opposition to the Motion by December 1, 2023.

7 2. Plaintiff shall file any reply to the opposition by January 12, 2024.
8

9 DATED: October 24, 2023

CLYDE SNOW & SESSIONS, P.C.

10 By: /s/ Timothy R. Pack
Timothy R. Pack (UT Bar # 12193)

11 Attorneys for Defendants
12 SUNDAY GROUP INCORPORATED,
13 SGI TRUST, TOSHIKI (TODD) MITSUISHI
AND JAMES PACK

14 DATED: October 24, 2023

FENWICK & WEST LLP

15 By: /s/ Casey O'Neill
16 Casey O'Neill

17 Attorneys for Plaintiff
18 TETSUYA NAKAMURA
19
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21

22 **ORDER**

23 IT IS SO ORDERED:

24
25 THE HONORABLE ELAYNA J. YOUCHAH
26 UNITED STATES MAGISTRATE JUDGE

27 DATED: _____
28